

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re: § Case No. 22-60043
FREE SPEECH SYSTEMS, LLC, §
DEBTOR. § Chapter 11 (Subchapter V)
 §

CORRECTED AMENDED WITNESS AND EXHIBIT LIST

Judge:	Hon. Christopher M. Lopez
Hearing Date:	Friday, January 20, 2023
Hearing Time:	10:00 a.m. (Central Standard Time)
Party's Name:	W. Marc Schwartz and Schwartz Associates, LLC
Attorney's Name:	Michael P. Ridulfo
Attorney's Phone:	(713) 714-5770
Nature of Proceeding:	<p>Hearing on:</p> <ul style="list-style-type: none"> • Motion of W. Marc Schwartz and Schwartz Associates, LLC Pursuant to Rule 59 of the Federal Rules of Civil Procedure for Rehearing on the Issue of Disinterestedness with Respect to the Debtor's Application to Employ W. Marc Schwartz and Schwartz Associates, LLC.

W. Marc Schwartz and Schwartz Associates, LLC (collectively “Schwartz”), hereby submit this Corrected Amended Witness and Exhibit List in connection with the hearing to be held on Friday, January 20, 2022, at 10:00 a.m. (Central Standard Time) (the “Hearing”) on Schwartz’s Motion for Rehearing.¹

WITNESSES

Schwartz may call any of the following witnesses at the Hearing, whether in person or by proffer:

1. R. J. Shannon;

¹ This Corrected Amended Witness List is submitted to substitute Exhibits 3 and 24 which are attached hereto.

2. W. Marc Schwartz;
3. Any witness called or designated by any other party; and
4. Any witnesses necessary to rebut the testimony of any witnesses called or designated by any other party.

EXHIBITS

Schwartz may offer for admission into evidence any of the following exhibits, and any exhibit designated by any other party, at the Hearing:

Ex.	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
1	Declaration of W. Marc Schwartz in Support of Voluntary Petition and First Day Motions [ECF No. 10]				
2	Schwartz Employment Application [ECF Nos. 83]				
3	U.S. Trustee's Amended Objection to Schwartz Employment Application [ECF No. 145]				
4	Transcript of September 13, 2022, Hearing [ECF No. 179]				
5	Joinder by the Sandy Hook Plaintiffs [ECF No. 159]				
6	Transcript of September 20, 2022, Hearing [ECF No. 194]				
7	Transcript of May 19, 2022, Hearing in IW Cases [ECF Nos. 163-22, 165-14]				
8	Omnibus Response in IW Cases [ECF No. 165-7]				
9	August 3, 2022, Hearing Transcript [ECF Nos. 63, 165-15]				
10	Forbearance Agreement dated July 10, 2022 [ECF No. 26-8]				
11	Debtor's Schedules [ECF Nos. 121, 165-1]				

Ex.	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
12.	August 16, 2022, Email from R. Shannon to S. Jordan responding to AEJ Request for FSS to Seek Stay of Remand Order and Extension of Automatic Stay to AEJ				
13.	August 16, 2022, Email from S. Jordan to R. Battaglia and K. Lee responding to FSS Response to AEJ Request for FSS to Seek Stay of Remand Order and Extension of Automatic Stay to AEJ				
14.	August 17, 2022, Email from S. Jordan to R. Shannon re FSS Plans if AEJ Unable to Conduct Show for FSS				
15.	August 19-22, 2022, Emails among K. Lee and S. Jordan re AEJ's Payment of Legal Expenses re Special Counsel				
16.	Schwartz Affidavit re Motion to Compel in Connecticut Litigation				
17.	Roddy Affidavit re Google Analytics Documents				
18.	Order of Travis County District Court finding Alter Ego with respect to the Heslin/Lewis Suit				
19.	Transcript of August 2, 2022, Hearing before Connecticut Superior Court				
20.	August 8, 2022, Email from R. Shannon to J. Martin re PQPR insider status and avoidance of PQPR lien				
21.	June 30, 2022, Email from R. Shannon re PQPR P&L Statements				
22.	May 11, 2022, Email from R. Shannon to M. Beatty and A. Moshenberg re Expediting Dismissal of Claims against IW Debtors and Attendant Remand of Removed Litigation				

Ex.	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
23.	May 11, 2022, Email from R. Shannon to R. Chapple and R. Williams re Expediting Dismissal of Claims against IW Debtors and Attendant Remand of Removed Litigation				
24.	Alex E. Jones Limited Objection to Motions Allowing Administrative Fee Expense Claim [ECF No. 268]				
25.	Declaration of W. Marc Schwartz				

Schwartz reserves the right to supplement, amend or delete any witness and exhibits prior to the Hearing. The S&L also reserves the right to ask the Court to take judicial notice of any document. S&L finally reserves the right to introduce exhibits previously admitted.

Dated: January 19, 2023

Respectfully submitted,

KANE RUSSELL COLEMAN & LOGAN PC

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served (a) at the time of filing, by Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas on all parties registered to receive such service and (b) by email to those on the attached service list.

/s/ Michael P. Ridulfo

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